


Entered - 05/08/01 - sb
CL01L0288 - DIANNE C. MITCHELL

01- R-1049

CLAIM OF: **ROBERT L. GUIDO**
1800 Nancy Creek Bluff
Atlanta, Georgia 30327

For damages alleged to have been sustained as a result of a sewer
back up on March 11, 2000 at 1800 Nancy Creek Bluff.

THIS ADVERSED REPORT IS APPROVED

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0288

Date: June 21, 2001

Claimant /Victim ROBERT L. GUIDO

BY: (Atty)(Ins. Co.)

Address: 1800 Nancy Creek Bluff, Atlanta, Georgia 30327

Subrogation: Claim for Property damage \$ 450.00 Bodily Injury \$

Date of Notice: 04/27/01 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 03/11/01 Place: 1800 Nancy Creek Bluff

Department Public Works Division: Sewer Operations

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges his property was damaged due to a sewer back up. The investigation determined that there was no notice of any problems with the sewer line prior to the incident involving the claimant. The City is immune from liability as set forth in O.C.G.A. §36-33-1.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police Dept Report X Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

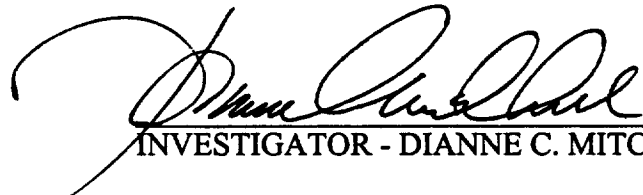
Improper Notice More than Six Months Other X Damages reasonable

City not involved Offer rejected Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager: Dianne C. Mitchell Concur/date 06-22-01

Committee Action: Council Action

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Mitchell
05708/07
De

Today's Date: 4.23.01

Dear Municipal Clerk:

ENTERED - 5-8-01 - SB
01L0288 - DEAN MITCHELL

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 450. property and/or
\$ bodily injury for which I contend the City is liable.

1. Date of incident: MARCH 11, 2001 2. Time of Incident: EARLY AM 3. Police called: Yes No ✓
(month/day/year).
4. Location of incident (including street address): 1800 NANCY CREEK BLUFF - ATLANTA 30327
5. Name of your insurance company: NO COVERAGE Policy No.
6. State what and how incident occurred:
CITY SEWER BACK UP -- DAMAGE TO FINISHED BASEMENT
AREA + FRONT YARD.

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL
RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of
repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: (Make) (Year) (Tag Number) (Driver's Name)

City vehicle: (Make) (City Driver's Name) (Department/Bureau)

9. Witness: (Name) (Address) (Telephone Number)

10. The acknowledgement of this claim in no way waives the sovereign immunity of the City of Atlanta, as granted by
State law, nor is it an admission of liability on behalf of the City of Atlanta and / or its employee(s).

11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE
INFORMATION IS TRUE AND CORRECT.

Robert L. Guido
Signature of Claimant

ROBERT L. GUIDO
(Print Claimant's Name)

1800 NANCY CREEK BLUFF
(Address)

ATLANTA GA. 30327

(City, State and Zip Code)

404-817-5340
(Work Number)

404-351-7120
(Home Number)

01-R-1049